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CHAPTER 28. ISSUE A PILOT CERTIFICATE BASED ON MILITARY COMPETENCE

SECTION 1. BACKGROUND

1. PROGRAM TRACKING AND REPORTING SUBSYSTEM (PTRS) ACTIVITY CODE: 1532

3. OBJECTIVE. The objective of this task is to determine if an applicant is eligible for a pilot certificate and/or rating based on military competence. Completion of this task results in the issuance or denial of a pilot certificate and/or rating.

5. GENERAL.

A. General Process.

- (1) A pilot certificate may be issued on the basis of military competence to an applicant who is or has been a rated military pilot in the United States Armed Forces. Under Title 14 of the Code of Federal Regulations (14 CFR) part 61, § 61.73, a pilot certificate may also be issued to a rated military pilot of the armed forces of an International Civil Aviation Organization (ICAO) member state. (See figure 29-1, ICAO Member States, in volume 2, chapter 29.) A foreign military pilot applicant must be assigned to pilot duties (other than flight training) in the U.S. Armed Forces and must hold a valid civil pilot certificate, issued by an ICAO member state, for the certificate or rating being sought.
- (2) Aircraft category, class, type, and instrument ratings may be added to new or existing pilot certificates issued under § 61.73.
- (3) A military pilot or former military pilot who has been removed from flying status because of lack of proficiency or disciplinary action involving aircraft operations is not eligible for a certificate or rating on the basis of military competence.
- B. Private Versus Commercial Pilot Certificate. Military pilot qualifications for private and commercial pilot certificates are identical. The applicant may request either a private or commercial pilot certificate.

C. Eligibility.

(1) An applicant for a private or commercial pilot certificate on the basis of military competence must meet the requirements of § 61.73(d) or (e) for at

least one aircraft rating. Otherwise, the applicant must pass the appropriate Federal Aviation Administration (FAA) knowledge and flight tests in that category of aircraft.

- (2) An applicant who meets the requirements of § 61.73(d) may be issued an aircraft rating on the basis of military competence.
- (3) A pilot certificate based on military competence may be issued to an applicant without reference to the applicant's flight time or apparent failure to meet ICAO standards.
- (4) Aircraft category and class ratings on the basis of military competence may be added to an airline transport pilot (ATP) certificate as commercial pilot privileges.
- (5) Except for helicopter type ratings added to an airman certificate under the military competency provisions of § 61.73(d)(3), all type ratings shown on the superseded certificate are brought forward to the higher certificate level within category and class without further testing. For military pilots applying under the provisions of § 61.73(d)(3), an AIRPLANE type rating may be upgraded to the ATP level; however, a helicopter type rating (an aircraft rating OTHER than airplane category and type) added to an ATP certificate is limited to commercial privileges.
- (6) Official military documents are required as evidence of the applicant's pilot-in-command (PIC) experience. The PIC flight time must have been flown by the applicant as PIC. An applicant's flight time as a copilot or other flightcrew member is not acceptable to establish qualifications as PIC.
- (a) When an applicant presents official military records as evidence of having logged at least 10 hours of flight time as PIC or solo within the preceding 12 calendar months, in any category or class of U.S. military aircraft, the applicant may be issued the appropriate category and class rating. Aeronautical experience obtained during military pilot training before graduation is acceptable. The applicant must also present satisfactory evidence of successful

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completion of the military training program and designation as a military aviator.

- (b) To obtain a type rating, an applicant must be able to show successful completion of a military PIC flight check in the preceding 12 months. Otherwise the applicant must have a minimum of 10 hours as PIC in that type of aircraft in the past 12 months and present evidence of a previously passed military PIC flight check.
- (7) Employees of government agencies or civil police agencies who are not eligible for certificates or ratings on the basis of military competence under § 61.73 are not entitled to airman certificates or ratings under the military competence provisions of part 61.

D. Acceptable Records.

- (1) Official military and Coast Guard records of flight time and pilot qualifications are unique to each branch of the service (figure 28-1). These official records should be accepted as indicators of total flying time, flying time in certain flying conditions, and breakdowns of total flying time in each category, class, and type of aircraft. Acceptable records for issuing certificates and ratings are listed in § 61.73(g). The inspector must examine the appropriate records before issuing a certificate or rating on the basis of military competence.
- (2) A military designation as a first pilot crew position is equivalent to a PIC designation. The applicant must provide official military records as evidence of this designation.
- E. Instrument Rating Eligibility. The U.S. Armed Forces no longer issue instrument rating cards. An instrument rating may be issued on the basis of valid military instrument qualification records provided that the military rating does not bear any limitation that restricts any of the privileges conveyed by an instrument rating. The required military qualification records are listed in figure 28-1.
- F. Knowledge and Practical Tests. An applicant for issuance of an original private or commercial pilot certificate on the basis of military competence, who has been on duty as a U.S. military pilot within the preceding 12 months, shall be required to take the military competence knowledge test. A knowledge test is not required to add a rating on the basis of military competence to an existing pilot certificate.
- (1) For original issuance of a private or commercial pilot certificate on the basis of military competence, an applicant who has been on active duty as a U.S. military pilot within the preceding 12 months, and who

meets the requirements of § 61.73(d) or (e) for at least one aircraft rating, is not required to take a practical test.

- (2) An applicant for a pilot certificate who has been on active duty as a U.S. military pilot within the preceding 12 months, but who does not meet the requirements of § 61.73(d) or (e) for any aircraft rating, may qualify for a certificate by passing a practical test in a category of aircraft for which the applicant has military qualification as PIC.
- (3) An applicant who has not been on active duty as a U.S. military pilot within 12 months before the date of application may qualify for a certificate or rating under § 61.73(c) by passing the required knowledge and practical tests for the certificate sought. The applicant must present a flight instructor's recommendation for the practical test, and must hold a valid FAA medical certificate appropriate to the certificate or rating sought.
- G. Multiengine Aircraft Without V_{MC} Speed. If an applicant is qualified in a multiengine aircraft that does not have a V_{MC} speed, the certificate issued must be limited to centerline thrust. See volume 2, chapter 1, section 3 for a list of aircraft limited to centerline thrust.

7. CERTIFICATION OF MILITARY PILOTS OR FORMER MILITARY PILOTS OF THE ARMED FORCES OF AN ICAO MEMBER STATE.

- A. Requirements. Section 61.73 authorizes issuance of private or commercial pilot certificates or ratings to a rated military pilot of the armed forces of an ICAO member state, provided the pilot meets the following requirements.
- (1) The pilot was not removed from flying status for lack of proficiency or because of disciplinary action involving aircraft operations.
- (2) The pilot was on active flying status within the preceding 12 months.
- (3) The pilot has passed the military competency knowledge test.
- (4) The pilot can present official military records as evidence of meeting at least one of the requirements of § 61.73(d) for at least one aircraft rating at any time since the beginning of the 12th month before the month of application.
- (5) The pilot was assigned to pilot duties (other than flight training) with a branch of the U.S. Armed Forces at some time since the beginning of the 12th month before the month of application.

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- (6) At the time of application, the pilot must hold a current civil pilot license issued by an ICAO member state. The license held must authorize at least the privileges of the U.S. pilot certificate sought.
- *B. Special Considerations.* Rated military pilots of ICAO member states must satisfy all of the requirements of this paragraph to be issued an unlimited U.S. private or commercial pilot certificate.
- (1) If the applicant holds a current foreign civil certificate but does not otherwise satisfy the special rules for military pilots, consideration should be given to issuance of a certificate on the basis of a foreign

pilot license under § 61.75. The limitations of such a certificate should be thoroughly explained.

(2) If the applicant desires a commercial pilot certificate but is not eligible under § 61.73, the inspector should explain the certification requirements of part 61, subpart E, that apply to applicants with prior flying experience.

9. COMPLETING THE CERTIFICATION

FILE. Inspectors processing and signing applications for a pilot certificate based on military competence must check either the Approved box or the Disapproved box in the Inspector's Report block on FAA Form 8710-1.

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SECTION 2. PROCEDURES

1. PREREQUISITES AND COORDINATION REQUIREMENTS.

- A. Prerequisites. This task requires knowledge of the regulatory requirements of part 61 and FAA policies and qualification as an aviation safety inspector (operations).
- *B. Coordination.* This task may require coordination with the Airman Certification Branch, AFS-760.

3. REFERENCES, FORMS, AND JOB AIDS.

- A. References.
 - 14 CFR parts 1, 61, and 91
 - PTRS Procedures Manual (PPM)

B. Forms.

- FAA Form 8000-36, Program Tracking and Reporting Subsystem Data Sheet
- FAA Form 8060-4, Temporary Airman Certificate (figure 28-3)
- FAA Form 8710-1, Airman Certificate and/or Rating Application (figure 28-2)

C. Job Aids.

• Sample letters and figures

5. PROCEDURES.

- A. Application. The applicant should submit a completed FAA Form 8710-1 at the time of the scheduled appointment. The applicant must also present the following documents:
 - (1) Military flight records.
 - (2) Military identification.
 - (3) Military orders or discharge/release papers.
 - (4) Superseded pilot certificate (if applicable).
 - (5) Knowledge test results (if applicable).
- *B. Review Airman's Application.* Check the FAA Form 8710-1 (figure 28-2) to ensure it is filled out accurately. The instructions for completing the form are attached to the application.
- (1) In Section I, the pilot must check Private or Commercial, as appropriate, and Instrument, if appli-

- cable. Section I, Blocks A through V must be completed.
- (2) Section II, Block B, 1 through 4 must be completed.
 - (3) Section III is optional.
 - (4) Sections IV and V must be completed.
- (5) On the reverse, no instructor or air agency recommendation is required.

C. Verify Applicant's Identity.

- (1) Inspect the applicant's military identification (if applicable) or other acceptable forms of identification to establish the applicant's identity. (See volume 2, chapter 1, section 4, paragraph 5.)
- (2) Compare the identification with the information provided on FAA Form 8710-1.
- (a) If the applicant's identity cannot be verified for lack of documentation or inadequate documentation, request that the applicant return with the appropriate identification.
- (b) If the applicant's identity appears to be falsified, do not proceed. See volume 2, chapter 182.

D. Determine Applicant's Request.

- (1) Determine which certificate and/or rating the applicant is applying for.
- (2) Verify that the applicant has checked the correct blocks on Section I of the application for the certificate or ratings sought. If the correct blocks have not been checked, have the applicant correct the application.

E. Establish Eligibility.

- (1) Determine if the applicant has been on active military flying status within the past 12 months by checking the applicant's military flight records.
- (a) If the applicant has been on active military flying status, determine if the applicant has accomplished one of the following:
 - Passed an official U.S. military flight check within the preceding 12 months as PIC in the category, class, or type of aircraft for which a rating is sought.
 - Has at least 10 hours of flight time as PIC within the preceding 12 months in the category, class or type of aircraft for which a rating is sought, and presents evidence of successful

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- completion of a military flight check in that aircraft.
- (b) If the applicant has not been on active military flying status within the preceding 12 months, the applicant must obtain the applicable FAA medical certificate and pass the appropriate knowledge and practical tests. The military competence knowledge test is not given in this case.
- (2) If the applicant seeks an instrument rating, the applicant must show evidence of a satisfactorily completed U.S. military instrument flight check for that category of aircraft.
- F. Discrepancies or Ineligibility. If a discrepancy that cannot be immediately corrected exists in any of the documents, return the application and all submitted documents to the applicant. Inform the applicant of the reasons why the certificate or rating cannot be issued, and explain how the applicant may correct the discrepancies. If the applicant is not eligible for the certificate or rating sought, inform the applicant of the reasons for ineligibility and explain how the applicant may obtain the certificate or rating.
- G. Applicant Meets Eligibility Requirements. If the applicant meets the eligibility requirements for issuance or upgrade of a certificate on the basis of military competence, the applicant must complete the FAA military competency knowledge test. If the applicant is eligible to add a rating to an existing certificate, issue a certificate with the appropriate rating. A knowledge test is not required for addition of a rating.
- H. Knowledge Test. If a knowledge test is required, ensure that the applicant has satisfactorily accomplished the Military Competence Airplane or Military Competence Rotorcraft/Helicopter test, as applicable. Inform the applicant that the choice of test does not have any bearing on the grade of certificate issued (private or commercial).
- I. Issuance of Certificate. Issue the appropriate grade of certificate for the category, class or type of aircraft. Aircraft category and class ratings are listed in § 61.5.
- (1) Prepare FAA Form 8060-4 in duplicate, indicating the grade of certificate in Section IX and the ratings in Section XII (figure 28-3).
- (2) Enter the following operating limitations, as appropriate, in Block XII on the certificate.
- (a) If the applicant qualified in a multiengine aircraft that does not have a V_{MC} speed, enter "LIMITED TO CENTERLINE THRUST" after the multiengine class rating.

- (b) If the applicant holds an ATP certificate and is adding a class and/or category rating, enter "COMMERCIAL PRIVILEGES ONLY" after the appropriate rating. Enter "PRIVATE PILOT PRIVILEGES ONLY" if requested by the applicant.
- (c) If the applicant qualified in a military aircraft that has a civilian type designation, issue the appropriate type rating. (See paragraph 5C(5) of section 1.) A list of civilian type designations is provided in chapter 9, figure 9-2.
- (3) Sign, and have the applicant sign, both the original and the carbon copy of FAA Form 8060-4 in ink.
 - (4) Issue the carbon copy to the applicant.
- (5) Return all submitted documents, except the application and any superseded pilot certificate.

J. Instrument Rating.

- (1) If the applicant qualified for an instrument rating, issue one of the following ratings, as appropriate.
 - (a) INSTRUMENT AIRPLANE
 - (b) INSTRUMENT HELICOPTER
- (c) INSTRUMENT AIRPLANE AND HELICOPTER
- (2) If the applicant is not qualified for an instrument rating, but is qualified for a commercial pilot certificate with an airplane rating, issue the limitation, "CARRYING PASSENGERS IN AIRPLANES FOR HIRE IS PROHIBITED AT NIGHT AND ON CROSS-COUNTRY FLIGHTS OF MORE THAN 50 NAUTICAL MILES."
- (3) If the applicant cannot show evidence of an instrument check, or 10 hours of actual instrument time as PIC within the past 12 months, enter "VFR ONLY" after each appropriate type rating.
- K. Additional Requirements. Advise the applicant of the following requirements.
- (1) Part 61 currency requirements must be met before exercising the privileges of the certificate.
- (2) An appropriate FAA medical certificate must be obtained before the privileges of the certificate can be exercised.
- L. Complete Certification File. Complete the inspector's report section on the reverse side of FAA Form 8710-1 (figure 28-4).
 - (1) Check the following blocks, as applicable:
 - (a) Approved or Disapproved

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- (b) Certificate or Rating Based on
- (c) Military Competence
- (d) Certificate Issued or Certificate Denied
- (2) Date and sign the application, and enter the FSDO number.
- (3) Check the appropriate boxes in the Attachments section.
- (4) Attach the applicable documents to the application.
 - (5) Forward the completed file to AFS-760.

- *M. PTRS.* Complete FAA Form 8000-36 in accordance with the PPM.
- **7. TASK OUTCOMES.** Completion of this task results in the issuance or denial of a Temporary Airman Certificate.

9. FUTURE ACTIVITIES.

- A. Applicant may return for added class and/or category ratings.
 - B. Applicant may return for an added type rating.

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FIGURE 28-1 ACCEPTABLE RECORDS FOR VARIOUS ARMED SERVICES

SERVICE	ACCEPTABLE RECORDS
U.S. Air Force	Individual flight crew record (computer printout) AF Form 8, Certificate of Aircrew Qualification
U.S. Army	ARMY Form DA-759, Individual Flight Record and Flight Certificate - Army
U.S. Coast Guard	OPNAVFORM 3710-31, Aviators Flight Log Book; verification of Instrument qualification is located in the section designated "Qualification and Achievements"
U.S. Marines and U.S. Navy	OPNAVFORM 3760-31, Aviators Flight Logbook OPNAV 3710/2, NATOPS Instrument Rating Request or OPNAV 3760/32 (REV 4-81), NATOPS Flight Personnel Training and Qualification Jacket

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FIGURE 28-2 FAA FORM 8710-1, AIRMAN CERTIFICATE AND/OR RATING APPLICATION

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FAA Form 8710-1 (7-95) Supersedes Previous Edition

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FIGURE 28-3 FAA FORM 8060-4, TEMPORARY AIRMAN CERTIFICATE

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FIGURE 28-4 FAA FORM 8710-1, AIRMAN CERTIFICATE AND/OR APPLICATION

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